



CHRIS DANIEL

HARRIS COUNTY DISTRICT CLERK

July 19, 2018

EARNEST "BO" HOPMANN III
ATTORNEY OF RECORD
3700 NORTH MAIN STREET
HOUSTON, TX 77009

FILED IN
14th COURT OF APPEALS
HOUSTON, TEXAS
7/24/2018 11:14:38 AM
CHRISTOPHER A. PRINE
Clerk

Defendant's Name: PHI VAN DO

Cause No: 2130699

Court: COUNTY CRIMINAL COURT AT LAW #10

Please note the following appeal updates on the above mentioned cause:

Notice of Appeal Filed Date: 7/13/18

Sentence Imposed Date: 6/19/18

Court of Appeals Assignment: Fourteenth Court of Appeals

Appeal Attorney of Record: EARNEST "BO" HOPMANN III

Motion for New Trial Filed: 07/13/18

Sincerely,

"/s/ *Shalanda Norris*

Criminal Post Trial Deputy

CC: Kim Ogg
District Attorney
Appellate Division
Harris County, Texas

LEAH LEAL (DELIVERED VIA E-MAIL)

This is your notice to inform any and all substitute reporters in this cause.

CAUSE NO. 2130699

THE STATE OF TEXAS

V.

PHI VAN DO

§
§
§
§
§

IN THE COUNTY CRIMINAL

COURT AT LAW NO. 10

OF HARRIS COUNTY, T E X A S

APN
(001-
ADDO
(983)

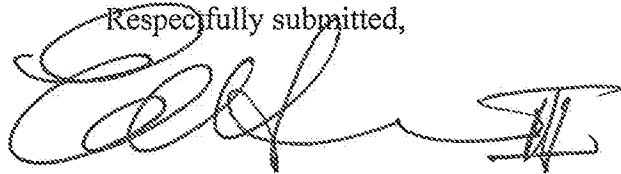
WRITTEN NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW THE DEFENDANT, Phi Van Do, on this the 13th day of July 2018, and within thirty (30) days of sentence having been pronounced in the above numbered and styled cause and, excepting to the judgment of the court, filed this written notice of appeal of said conviction to the Court of Appeals pursuant to Texas Rules of Appellate Procedure 25.2 (a) (2) . The DEFENDANT, Phi Van Do, has included with this filing the trial court's certification of the defendant's right to appeal. The DEFENDANT, Phi Van Do, further requests that the Court allow him a personal recognizance bond.

WHEREFORE, premises considered, Defendant prays this written notice of appeal be entered of record this date.

Respectfully submitted,

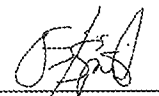


ERNEST "BO" HOPMANN III
State Bar No. 09982800
3700 North Main Street
Houston, Texas 77009
Telephone: (713) 869-9252
Facsimile: (713) 869-8859
bhopmann@hopmannlaw.com

ORDER

On this 16 day of July 2018, the defendant is granted a personal recognizance appeal bond. ^{set}
at \$500

Signed:
7/16/2018
JUDGE PRESIDING



CAUSE NO. 2130699

THE STATE OF TEXAS

§

IN THE COUNTY CRIMINAL

vs.

§

COURT AT LAW NUMBER 10

PHI DO

§

HARRIS COUNTY, TEXAS

TRIAL COURT'S CERTIFICATION OF DEFENDANT'S RIGHT OF APPEAL*

I, Judge of the trial court, certify this criminal case:

- ☒ is not a plea-bargain case, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, but the trial court has given permission to appeal, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, and the defendant has NO right of appeal. [or]
- ☐ the defendant has waived the right of appeal.

Judge Presiding

Date Signed

JUN 19 2018

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a *pro se* petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeals' judgment and opinion to my last known address and that I have only 30 days in which to file a *pro se* petition for discretionary review in the court of appeals. Tex. R. App. P. 68.2. I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change in the address at which I am currently living or any change in my current prison unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a *pro se* petition for discretionary review.

Defendant

Defendant's Counsel

Mailing address:

State Bar of Texas ID Number:

Telephone number:

Mailing address:

Fax number (if any):

Telephone number:

Fax number (if any):

*A defendant in a criminal case has the right of appeal under these rules. The trial court shall enter a certification of the defendant's right to appeal in every case in which it enters a judgment of guilt or other appealable order. In a plea bargain case that is, a case in which a defendant's plea was guilty or *nolo contendere* and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by the defendant a defendant may appeal only: (A) those matters that were raised by written motion filed and ruled on before trial, or (B) after getting the trial court's permission to appeal. TEXAS RULE OF APPELLATE PROCEDURE 25.2(a)(2).

CAUSE NO. 2130699

THE STATE OF TEXAS

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IN THE COUNTY CRIMINAL

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FILED
Chris Daniel
District Clerk

JUN 19 2018

Harris County, Texas
Deputy

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14th

APPEAL CARD

COURT: CCCL #10

CASE NUMBER: 2130699

THE STATE OF TEXAS

VS.

DO, PHI VAN

DATE NOTICE OF APPEAL: 7/13/2018

JUDGE PRESIDING: DAN SPJUT

COURT REPORTER: LEAH LEAL

COURT REPORTER:

COURT REPORTER:

ATTORNEY ON TRIAL: ERNEST "BO" HOPMANN

ATTORNEY ON APPEAL: ERNEST "BO" HOPMANN

☐ APPOINTED OR ☒ HIRED

OFFENSE: DRIVING WHILE INTOXICATED

JURY TRIAL: ☒ YES OR ☐ NO

PUNISHMENT ASSESSED: 1YR HCJ / 1YR PROB \$250.00 FINE

COMPANION CASES (IF KNOWN): N/A

AMOUNT OF APPEAL BOND: \$500.00

APPELLANT CONFINED: ☐ YES OR ☒ NO

DATE SUBMITTED TO APPEAL SECTION: July 18, 2018

DEPUTY CLERK: D. GONZALEZ

22/997